

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IOAN GHILDUTA

Plaintiff,

-against-

THE TRUMP CORPORATION and
MICHAEL P. FISHMAN, as President of Local
32B-32J, SERVICE EMPLOYEES
INTERNATIONAL UNION, AFL-CIO,

Defendants.
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**ANSWER TO
AMENDED COMPLAINT**

**CIV. No. 04-7494
(BSJ)**

Defendant, THE TRUMP CORPORATION (“Trump”), by its attorneys Rosen Weinhaus LLP, answers the Amended Complaint of IOAN GHILDUTA, as follows:

1. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “1”.
2. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “2”.
3. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “3”.
4. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “4”.
5. Admits the allegations set forth in Paragraph “5”.
6. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “6”.

7. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “7”.
8. Admits the allegations set forth in Paragraph “8”.
9. Denies the allegations set forth in Paragraph “9”.
10. Denies the allegations set forth in Paragraph “10”.
11. Denies the allegations set forth in Paragraph “11”, but admits that Mr. Gjieli did at times in the past have supervisory responsibilities over the plaintiff.
12. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “12”.
13. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “13”.
14. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “14”.
15. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “15”.
16. Denies the allegations set forth in Paragraph “16”.
17. Denies the allegations set forth in Paragraph “17”.
18. Denies the allegations set forth in Paragraph “18”.
19. Denies the allegations set forth in Paragraph “19”.
20. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “20”, but denies that there were corrupt practices and bribery committed by Trump supervisors.
21. Admits the allegations set forth in Paragraph “21”.

22. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “19”.

23. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “20”.

24. Denies the allegations set forth in Paragraph “24”.

25. Denies the allegations set forth in Paragraph “25”.

26. Denies the allegations set forth in Paragraph “26”.

27. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “27”.

28. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “28”.

29. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “29”.

37. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “30”.

31. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “31”, except denies that no resolution to the arbitration has been reached.

32. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “32”.

33. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “33”.

34. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “34”.

35. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph “35”.

36. Denies the allegations set forth in Paragraph “36”.

37. Denies the allegations set forth in Paragraph “37” as they pertain to Trump, but denies knowledge or information sufficient to form a belief as to the truth of the allegations as they pertain to the defendant Local 32B-32J, Service Employees International Union, AFL-CIO (“the Union”).

38. Denies the allegations set forth in Paragraph “38” as they pertain to Trump, but denies knowledge or information sufficient to form a belief as to the truth of the allegations as they pertain to the Union.

FIRST AFFIRMATIVE DEFENSE

39. The Amended Complaint must be dismissed as against the Answering Defendant since The Trump Corporation was not the plaintiff’s employer and thus The Trump Corporation is not a proper party defendant.

SECOND AFFIRMATIVE DEFENSE

40. The Amended Complaint fails to state a claim upon which relief can be granted.

WHEREFORE, the Answering Defendant demands that:

- (1) the Amended Complaint be dismissed in its entirety as against The Trump Corporation, and
- (2) costs be awarded to the Answering Defendants, and
- (3) such other and further relief be granted as this Court deems just and proper.

Dated: New York, New York
March 18, 2005

ROSEN WEINHAUS LLP

By: 

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